

Torkildsen	Walsh	Young (FL)
Upton	Weldon	Zeliff
Vucanovich	Wolf	Zimmer
Walker	Young (AK)	

NOES—239

Abercrombie	Gibbons	Owens
Ackerman	Glickman	Pallone
Andrews (ME)	Gonzalez	Parker
Andrews (TX)	Gordon	Pastor
Applegate	Green	Payne (NJ)
Bacchus (FL)	Gutierrez	Payne (VA)
Baessler	Hall (OH)	Pelosi
Barca	Hall (TX)	Peterson (FL)
Barcia	Hamburg	Peterson (MN)
Barlow	Hamilton	Pickett
Barrett (WI)	Harman	Pickle
Barton	Hastings	Pomeroy
Bateman	Hefner	Poshard
Becerra	Hilliard	Price (NC)
Beilenson	Hinchey	Rahall
Berman	Hoagland	Rangel
Bevill	Hochbrueckner	Reed
Bilbray	Holden	Reynolds
Bishop	Hoyer	Richardson
Blackwell	Hughes	Roemer
Bonior	Hutto	Romero-Barcelo
Borski	Inslee	(PR)
Boucher	Jacobs	Rose
Brewster	Jefferson	Rostenkowski
Brooks	Johnson (GA)	Rowland
Browder	Johnson, E.B.	Roybal-Allard
Brown (CA)	Johnston	Rush
Brown (FL)	Kanjorski	Sabo
Brown (OH)	Kaptur	Sanders
Bryant	Kennedy	Sangmeister
Byrne	Kennelly	Sarpalius
Cantwell	Kildee	Sawyer
Cardin	Klecza	Schenk
Chapman	Klein	Schroeder
Clay	Kopetski	Schumer
Clayton	LaFalce	Scott
Clement	Lambert	Serrano
Clyburn	Lancaster	Sharp
Collins (IL)	LaRocco	Sisisky
Collins (MI)	Laughlin	Skaggs
Conyers	Lehman	Skelton
Cooper	Levin	Slaughter
Coppersmith	Lewis (GA)	Spratt
Costello	Lipinski	Stark
Coyne	Lloyd	Stenholm
Cramer	Long	Stokes
Darden	Lowe	Strickland
de la Garza	Maloney	Studds
de Lugo (VI)	Mann	Stupak
Deal	Manton	Synar
DeFazio	Markey	Tanner
DeLauro	Martinez	Tauzin
Dellums	Matsui	Taylor (MS)
Derrick	Mazzoli	Tejeda
Deutsch	McCloskey	Thompson
Dicks	McCurdy	Thornton
Dingell	McDermott	Thurman
Dixon	McHale	Torres
Dooley	McKinney	Torricelli
Durbin	McNulty	Towns
Edwards (CA)	Meehan	Trafficant
Edwards (TX)	Meek	Tucker
English	Menendez	Underwood (GU)
Eshoo	Mfume	Unsoeld
Evans	Miller (CA)	Valentine
Farr	Mineta	Velazquez
Fazio	Minge	Vento
Fields (LA)	Mink	Visclosky
Filner	Moakley	Volkmer
Fingerhut	Mollohan	Waters
Flake	Montgomery	Watt
Foglietta	Murphy	Waxman
Ford (MI)	Murtha	Wheat
Ford (TN)	Nadler	Williams
Frank (MA)	Neal (MA)	Wilson
Frost	Norton (DC)	Wise
Furse	Oberstar	Woolsey
Gejdenson	Obey	Wyden
Gephardt	Olver	Wynn
Geren	Ortiz	Yates

NOT VOTING—13

Coleman	Lantos	Sundquist
Engel	McDade	Swift
Faleomavaega	Moran	Washington
(AS)	Neal (NC)	Whitten
Houghton	Slattery	

So the amendment was not agreed to.

After some further time,

The SPEAKER resumed the Chair.

When Mr. OLIVER, Chairman, pursuant to House Resolution 515, reported the bill back to the House with sundry

amendments adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 21, strike lines 12 through 21 and insert in lieu thereof the following:

(c) TOKAMAK PHYSICS EXPERIMENT.—(1) Except as provided in paragraph (2), there are authorized to be appropriated to the Secretary for the period encompassing fiscal years 1992 through 2000 not to exceed \$700,000,000 from within the Fusion Energy Research Program, to complete the design, development, and construction of the Tokamak Physics Experiment.

(2) None of the funds described in paragraph (1) are authorized to be appropriated for any fiscal year unless, within 60 days after the submission of the President's budget request for that fiscal year, the Secretary—

Page 22, line 23, insert "This limitation shall not apply to the design or engineering of fusion materials irradiation test facilities. Upon completion of the concept design for a fusion materials irradiation test facility, the Secretary shall transmit to the Congress a report which includes the estimated cost for design, engineering, and construction of the facility, the expected participation of international partners, and the planned dates for starting and completing construction." after "Physics Experiment."

Page 36, after line 7, insert the following new section:

SEC. 403. FOREIGN PARTICIPATION REPORT.

Within 1 year after the date of enactment of this Act, and annually thereafter, the Secretary shall report to the Congress on the status of foreign participation in and contributions to projects for which funding is authorized under this Act.

Page 36, after line, 7, insert the following new section:

SEC. 403. MERIT REVIEW REQUIREMENT FOR AWARDS OF FINANCIAL ASSISTANCE.

(a) MERIT REVIEW REQUIREMENT.—Except as provided in sections 204 and 205, the Secretary may not award financial assistance to any person under this Act for research, development, or precommercial demonstration activities, including related facility construction, unless an objective merit review process is used to award the financial assistance.

(b) REQUIREMENT OF SPECIFIC MODIFICATION OF MERIT REVIEW PROVISION.—

(1) IN GENERAL.—A provision of law may not be construed as modifying or superseding subsection (a), or as requiring that financial assistance be awarded by the Secretary in a manner inconsistent with subsection (a), unless such provision of law—

(A) specifically refers to this section:

(B) specifically states that such provision of law modifies or supersedes subsection (a): and

(C) specifically identifies the person to be awarded the financial assistance and states that the financial assistance to be awarded pursuant to such provision of law is being awarded in a manner inconsistent with subsection (a).

(2) NOTICE AND WAIT REQUIREMENT.—No financial assistance may be awarded pursuant to a provision of law that requires or authorizes the award of the financial assistance in a manner inconsistent with subsection (a) until—

(A) the Secretary submits to the Congress a written notice of the Secretary's intent to award the financial assistance; and

(B) 180 days has elapsed after the date on which the notice is received by the Congress.

(c) DEFINITIONS.—For purposes of this section:

(1) The term "objective merit review process" means a thorough, consistent, and independent examination of requests for financial assistance based on pre-established criteria and scientific a technical merit by persons knowledgeable in the field for which the financial assistance is requested.

(2) The term "financial assistance" means the transfer of funds or property to a recipient or subrecipient to accomplish a public purpose of support or stimulation authorized by Federal law. Such term includes grants, cooperative agreements, and subawards but does not include cooperative research and development agreements as defined in subsection 12(d)(1) of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3710a(d)(1)).

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER announced that the yeas had it.

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶100.10 RECOMMITTED TO CONFERENCE—
H.R. 3355

On motion of Mr. GEPHARDT, by unanimous consent,

Ordered, That, the conference report to accompany (H.R. 3355) to amend the Omnibus Crime Control and Safe Streets Act of 1968 to allow grants to increase police presence, to expand and improve cooperative efforts between law enforcement agencies and members of the community to address crime and disorder problems, and otherwise to enhance public safety, be considered as recommitted to conference.

¶100.11 ORDER OF BUSINESS—

CONSIDERATION OF THE CONFERENCE
REPORT ON H.R. 3355

On motion of Mr. GEPHARDT, by unanimous consent,

Ordered, That the requirement of clause 4(b) of rule XI for a two-thirds vote to consider a report from the Committee on Rules on the same day it is presented to the House be waived on the legislative day of Saturday, August 20, 1994, with respect to any resolution providing for consideration of disposition of a conference report to accompany the bill (H.R. 3355) to amend the Omnibus Crime Control and Safe Streets Act of 1968 to allow grants to increase police presence, to expand and improve cooperative efforts between law enforcement agencies and members of the community to address crime and disorder problems, and otherwise to enhance public safety.

¶100.12 HOUR OF MEETING

On motion of Mr. GEPHARDT, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 12